SENATE MOTION

MADAM PRESIDENT:

I move that Engrossed House Bill 1224 be amended to read as follows:

1	Page 2, delete lines 10 through 20, begin a new paragraph and
2	insert:
3	"SECTION 2. IC 4-31-3-14 IS ADDED TO THE INDIANA CODE
4	AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE
5	UPON PASSAGE]: Sec. 14. (a) The following rules are void:
6	(1) 71 IAC 11-1-13(d), as added by the emergency rule
7	adopted by the commission in LSA Document #07-341.
8	(2) Any other emergency or formal rule adopted after May
9	31, 2007, making the commission's approval of a proposed
10	transfer of an ownership interest in a permit issued under
11	IC 4-31-5 subject to the commission's consideration of the
12	economic benefits realized by the person transferring the
13	ownership interest and the state's receipt of a voluntary or an
14	involuntary payment from the person transferring the
15	ownership interest.
16	(b) The commission may not do the following:
17	(1) Impose by rule a fee that is not authorized by this article
18	on any party to a proposed transfer of an ownership interest
19	in a permit issued under IC 4-31-5.
20	(2) Make the commission's approval of a proposed transfer of
21	an ownership interest in a permit issued under IC 4-31-5
22	contingent upon the payment of any amount that is not
23	authorized by this article.".
24	Page 14, between lines 9 and 10, begin a new paragraph and insert:

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1	"(b) The treasurer of state shall refund any amount paid to the
2	state under the authority of a rule voided by this act.".
3	Page 14, line 10, delete "(b)" and insert "(c)".
4	Renumber all SECTIONS consecutively.
	(Reference is to EHB 1224 as printed February 22, 2008.)

Senator DROZDA

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